

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

**DEFENDANT'S ASSENTED TO MOTION TO CONTINUE  
STATUS HEARING**

Arcenio Poche-Chacon (the “Defendant”), in the above-numbered Indictment and through Counsel, moves this Court to continue the hearing on this matter currently scheduled for October 25, 2007 and requests this Court to set this case down for Rule 11 hearing in four to five weeks. The defendant speaks no English and an interpreter will be necessary.

Respectfully submitted,  
ARCENIO POCHE-CHACON,  
By his Counsel:

's/Walter H. Underhill, Esquire'  
WALTER H. UNDERHILL  
66 Long Wharf  
Boston, Massachusetts 02110  
(617) 523-5858

DATED: October 25, 2007

## ***SPEEDY TRIAL WAIVER***

The defendant agrees that the time from October 25, 2007 until the next scheduled hearing date on the defendant's motions to suppress is excludable time under the Speedy Trial Act and hereby waives said period of time.

SIGNED: 's/Walter H. Underhill, Esquire'  
WALTER H. UNDERHILL, ESQ.

DATED: October 25, 2007

**RULE 7.1 CERTIFICATION**

I have contacted AUSA Paul Moore and notified him of my motion to continue. Although I did not speak to him personally, we have an understanding that motions to continue are assented to unless communicated otherwise by either counsel.

SIGNED: '/s/Walter H. Underhill, Esquire'

DATE: October 25, 2007

**CERTIFICATE OF SERVICE**

I hereby certify that this document(s) filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF).

SIGNED: '/s/Walter H. Underhill, Esquire'  
WALTER H. UNDERHILL, ESQ.

DATE: October 25, 2007